

Thursday, October 8, 1998

# Daily Digest

## HIGHLIGHTS

The House agreed to H. Res. 581, authorizing the Committee on the Judiciary to investigate whether sufficient grounds exist for the impeachment of the President of the United States.

Senate passed Internet Tax Freedom Act.

Senate agreed to VA/HUD Appropriations Conference Report, Intelligence Authorizations Conference Report, Carl D. Perkins Tech-Prep Education Act Conference Report.

## Senate

### Chamber Action

*Routine Proceedings, pages S11831–S12089*

**Measures Introduced:** Nineteen bills and four resolutions were introduced, as follows: S. 2577–2595, S. Res. 292 and 293, and S. Con. Res. 125 and 126.

Page S11970

**Measures Reported:** Reports were made as follows:

S. 109, to provide Federal housing assistance to Native Hawaiians, with an amendment in the nature of a substitute. (S. Rept. No. 105–380)

Report to accompany S. 777, to authorize the construction of the Lewis and Clark Rural Water System and to authorize assistance to the Lewis and Clark Rural Water System, Inc., a nonprofit corporation, for planning and construction of the water supply system, passed by the Senate. (S. Rept. No. 105–381)

Special report entitled “Further Revised Allocation to Subcommittees of Budget Totals for Fiscal Year 1999”. (S. Rept. No. 105–382)

S. Res. 260, expressing the sense of the Senate that October 11, 1998, should be designated as “National Children’s Day”.

S. Res. 271, designating October 16, 1998, as “National Mammography Day”.

S. 2024, to increase the penalties for trafficking in methamphetamine in order to equalize those penalties with the penalties for trafficking in crack cocaine.

S. Con. Res. 83, remembering the life of George Washington and his contributions to the Nation.

Pages S11968–69

### Measures Passed:

**Internet Tax Freedom Act:** By 96 yeas to 2 nays (Vote No. 308), Senate passed S. 442, to establish a national policy against State and local government interference with interstate commerce on the Internet or interactive computer services, and to exercise Congressional jurisdiction over interstate commerce by establishing a moratorium on the imposition of exactions that would interfere with the free flow of commerce via the Internet, after taking action on further amendments proposed thereto, as follows:

Pages S11847–65

#### Adopted:

McCain/Wyden Modified Amendment No. 3719, to make changes in the moratorium provision, as amended.

Page S11847

McCain/Wyden Modified Amendment No. 3711, to define the term “discriminatory tax”.

Pages S11847–53

Also, Amendment No. 3718, agreed to on October 7, 1998, was further modified.

Page S11853

**Aviator Continuation Pay:** Senate passed S. 2584, to provide aviator continuation pay for military members killed in Operation Desert Shield.

Page S11902

**Eney, Chestnut, Gibson Memorial Building:** Committee on Rules and Administration was discharged from further consideration of S. Con. Res. 120, to redesignate the United States Capitol Police headquarters building located at 119 D Street, Northeast, Washington, D.C., as the “Eney, Chestnut, Gibson Memorial Building”, and the resolution was then agreed to.

Pages S12035–36

**Noncitizen Benefit Clarification:** Senate passed H.R. 4558, to make technical amendments to clarify the provision of benefits for noncitizens, and to improve the provision of unemployment insurance, child support, and supplemental security income benefits, clearing the measure for the President.

Page S12036

**Vietnam Veterans of America 20th Anniversary:** Senate agreed to S. Res. 207, commemorating the 20th anniversary of the founding of the Vietnam Veterans of America.

Pages S12043–44

**Torture Victims Relief Act:** Senate passed H.R. 4309, to provide a comprehensive program of support for victims of torture, after agreeing to the following amendment proposed thereto:

Page S12044

Jeffords (for Grams) Amendment No. 3792, to provide funds for assistance for domestic centers and programs for the treatment of victims of torture.

Page S12044

**Persian Gulf War Veterans Act:** Senate passed S. 2358, to provide for the establishment of a presumption of service-connection for illnesses associated with service in the Persian Gulf War, and to extend and enhance certain health care authorities relating to such service, after agreeing to committee amendments.

Pages S12044–51

**Next Generation Internet Research Act:** Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 3332, to amend the High-Performance Computing Act of 1991 to authorize appropriations for fiscal years 1999 and 2000 for the Next Generation Internet program, to require the Advisory Committee on High-Performance Computing and Communications, Information Technology, and the Next Generation Internet to monitor and give advice concerning the development and implementation of the Next Generation Internet program and report to the President and the Congress on its activities, and the bill was then passed, clearing the measure for the President.

Pages S12051–52

**Federal Research Investment Act:** Senate passed S. 2217, to provide for continuation of the Federal research investment in a fiscally sustainable way, after agreeing to a committee amendment in the nature of a substitute.

Pages S12052–54

**Muhammad Ali Boxing Reform Act:** Senate passed S. 2238, to reform unfair and anticompetitive practices in the professional boxing industry, after agreeing to a committee amendment in the nature of a substitute.

Pages S12054–56

**Automated Entry-Exit Control System Extension:** Senate passed H.R. 4658, to extend the date by which an automated entry-exit control system

must be developed, clearing the measure for the President.

Page S12056

**Drug Free Borders Act:** Senate passed H.R. 3809, to authorize appropriations for the United States Customs Service for fiscal years 2000 and 2001, after agreeing to a committee amendment in the nature of a substitute.

Pages S12056–59

**Glacier Bay National Park Boundary Adjustment Act:** Senate passed H.R. 3903, to provide for an exchange of lands located near Gustavus, Alaska, after taking action on the following amendment proposed thereto:

Page S12061

Jeffords (for Murkowski) Amendment No. 3794, to make technical and clarifying changes.

Page S12061

**Mahatma Gandhi Memorial:** Committee on Energy and Natural Resources was discharged from further consideration of H.R. 4284, to authorize the Government of India to establish a memorial to honor Mahatma Gandhi in the District of Columbia, and the bill was then passed, clearing the measure for the President.

Pages S12061–62

**National Observances:** Senate passed S. 2524, to clarify without substantive change laws related to Patriotic and National Observances, Ceremonies, and Organizations and to improve the United States Code.

Page S12062

**Community-Designed Charter Schools:** Committee on Labor and Human Resources was discharged from further consideration of H.R. 2616, to amend titles VI and X of the Elementary and Secondary Education Act of 1965 to improve and expand charter schools, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page S12069

Jeffords (for Coats) Amendment No. 3795, in the nature of a substitute.

Page S12069

**Neotropical Migratory Bird Conservation Act:** Senate passed S. 1970, to require the Secretary of the Interior to establish a program to provide assistance in the conservation of neotropical migratory birds, after withdrawing the committee amendments, and agreeing to the following amendment proposed thereto:

Pages S12069–73

Jeffords (for Chafee) Amendment No. 3796, in the nature of a substitute.

Pages S12071–73

**Black Patriots Foundation:** Committee on Energy and Natural Resources was discharged from further consideration of S. 2427, to amend the Omnibus Parks and Public Lands Management Act of 1996 to extend the legislative authority for the Black Patriots Foundation to establish a commemorative work, and the bill was then passed.

Page S12073

**Water Resources Development Act:** Senate passed S. 2131, to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, after agreeing to a committee amendment in the nature of a substitute, and the following amendments proposed thereto:

Pages S12073–87

Jeffords (for Chafee) Amendment No. 3798, to make certain technical corrections.

Pages S12083–87

Jeffords (for Chafee) Amendment No. 3799, to provide for further water resource programs.

Pages S12083–87

**Rhinoceros and Tiger Conservation Act:** Senate passed S. 361, to amend the Endangered Species Act of 1973 to prohibit the sale, import, and export of products labeled as containing endangered species, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Pages S12087–89

Jeffords (for Chafee) Amendment No. 3797, of a technical nature.

Page S12088

**Ireland Cultural and Training Program:** Senate passed H.R. 4293, to establish a cultural and training program for disadvantaged individuals from Northern Ireland and the Republic of Ireland, clearing the measure for the President.

Page S12089

**Passage Vitiated:** Senate vitiated passage of the following bills:

**Glacier Bay National Park Boundary Adjustment Act:** H.R. 3903, to provide for an exchange of lands located near Gustavus, Alaska. (Passed October, 2, 1998)

Page S12061

**Lewis and Clark Rural Water System Act:** S. 777, to authorize the construction of the Lewis and Clark Rural Water System and to authorize assistance to the Lewis and Clark Rural Water System, Inc., a nonprofit corporation, for planning and construction of the water supply system. (Passed October 7, 1998.)

Page S12036

**Freedom From Religious Persecution Act:** Senate began consideration of H.R. 2431, to establish an Office of Religious Persecution Monitoring, and to provide for the imposition of sanctions against countries engaged in a pattern of religious persecution, taking action on the following amendment proposed thereto:

Pages S11907–11, S11942–52, S11960

Adopted:

Nickles Amendment No. 3789, in the nature of a substitute.

Pages S11907–11, S11942–52, S11960

Prior to this action, the cloture motion was vitiated.

Page S11907

A unanimous-consent agreement was reached providing further consideration of the bill on Friday,

October 9, 1998, with a vote to occur thereon at 9:45 a.m.

Page S11885

**Financial Services Act:** Senate resumed consideration of H.R. 10, to enhance competition in the financial services industry by providing a prudential framework for the affiliation of banks, securities firms, and other financial service providers, with a committee amendment in the nature of a substitute.

Pages S11912–42, S11960

**VA/HUD Appropriations Conference Report:** By 96 yeas to 1 nay (Vote No. 307), Senate agreed to the conference report on H.R. 4194, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1999, clearing the measure for the President.

Pages S11833–47

**Head Start/Low-Income Energy Assistance/Community Services Block Grant Authorizations—Conference Report:** Senate agreed to the conference report on S. 2206, to amend the Head Start Act, the Low-Income Home Energy Assistance Act of 1981, and the Community Services Block Grant Act to reauthorize and make improvements to those Acts, and to establish demonstration projects that provide an opportunity for persons with limited means to accumulate assets.

Pages S11865–72

**WIPO Copyright Treaties Implementation Act—Conference Report:** Senate agreed to the conference report on H.R. 2281, to amend title 17, United States Code, to implement the World Intellectual Property Organization Copyright Treaty and Performances and Phonograms Treaty, clearing the measure for the President.

Pages S11887–92

**Intelligence Authorizations Conference Report:** Senate agreed to the conference report on H.R. 3694, to authorize appropriations for fiscal year 1999 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, clearing the measure for the President.

Pages S11902–07

**Carl D. Perkins Tech-Prep Education Act Conference Report:** Senate agreed to the conference report on H.R. 1853, to amend the Carl D. Perkins Vocational and Applied Technology Education Act.

Pages S12034–35

**Crime Identification Technology Act:** Senate concurred in the amendment of the House to S. 2022, to provide for the improvement of interstate criminal justice identification, information, communications, and forensics, clearing the measure for the President.

Pages S12036–43

**Energy Conservation Reauthorization Act:** Senate concurred in the amendments of the House to S. 417, to extend energy conservation programs under the Energy Policy and Conservation Act through September 30, 2002, with the following amendment:

Pages S12059–61

Jeffords (for Murkowski/Akaka) Amendment No. 3793, to extend certain programs under the Energy Policy and Conservation Act and the Energy Conservation and Production Act.

Pages S12060–61

**Commercial Space Act:** Senate concurred in the amendment of the House to the amendment of the Senate to H.R. 1702, to encourage the development of a commercial space industry in the United States, clearing the measure for the President.

Pages S12064–69

**Nominations Confirmed:** Senate confirmed the following nominations:

By 57 yeas to 41 nays (Vote No. 309EX), William A. Fletcher, of California, to be United States Circuit Judge for the Ninth Circuit.

Pages S11872–85

Robert Bruce King, of West Virginia, to be United States Circuit Judge for the Fourth Circuit.

H. Dean Buttram, Jr., of Alabama, to be United States District Judge for the Northern District of Alabama.

Inge Prytz Johnson, of Alabama, to be United States District Judge for the Northern District of Alabama.

Page S11884

**Nominations Received:** Senate received the following nominations:

John A. Moran, of Virginia, to be a Federal Maritime Commissioner for the term expiring June 30, 2000.

Kenneth M. Bresnahan, of Virginia, to be Chief Financial Officer, Department of Labor.

Timothy F. Geithner, of New York, to be an Under Secretary of the Treasury.

Gary Gensler, of Maryland, to be an Under Secretary of the Treasury.

Edwin M. Truman, of Maryland, to be a Deputy Under Secretary of the Treasury.

Timothy Fields, Jr., of Virginia, to be Assistant Administrator, Office of Solid Waste, Environmental Protection Agency.

Page S11885

**Nominations Withdrawn:** Senate received notification of the withdrawal of the following nomination:

John A. Moran, of Virginia, to be a Federal Maritime Commissioner, which was sent to the Senate on October 5, 1998.

Page S11885

**Messages From the House:**

Page S11966

**Measures Referred:**

Pages S11966–67

**Communications:**

Pages S11967–68

**Petitions:**

Psage S11968

**Executive Reports of Committees:**

Page S11969–70

**Statements on Introduced Bills:**

Pages S11971–89

**Additional Cosponsors:**

Pages S11990–91

**Amendments Submitted:**

Pages S11992–S12015

**Authority for Committees:**

Page S12015

**Additional Statements:**

Pages S12015–27

**Record Votes:** Three record votes were taken today. (Total—309)

Pages S11847, S11857–58, S11884

**Recess:** Senate convened at 9:30 a.m., and recessed at 9:20 p.m., until 9:30 a.m., on Friday, October 9, 1998. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S11885.)

## Committee Meetings

(Committees not listed did not meet)

### NOMINATIONS

*Committee on Armed Services:* Committee ordered favorably reported 1,731 routine nominations in the Army, Navy, Marine Corps, and Air Force.

### DOE POSITION ELEVATION

*Committee on Armed Services:* Committee concluded hearings to review the recommendation to elevate the position of the Director, Office of Non-Proliferation and National Security of the Department of Energy, after receiving testimony from Rose E. Gottemoeller, Director, Office of Non-Proliferation and National Security of the Department of Energy.

### NOMINATIONS

*Committee on Banking, Housing, and Urban Affairs:* Committee ordered favorably reported the nominations of William C. Apgar, Jr., of Massachusetts, to be Assistant Secretary for Housing and Federal Housing Administrator, Saul N. Ramirez, Jr., of Texas, to be Deputy Secretary, Cardell Cooper, of New Jersey, to be Assistant Secretary for Community Planning and Development, Harold Lucas, of New Jersey, to be Assistant Secretary for Public and Indian Housing, and Ira G. Peppercorn, of Indiana, to be Director of the Office of Multifamily Housing Assistance Restructuring, all of the Department of Housing and Urban Development.

### NOMINATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on the nomination of Ashish Sen, of Illinois, to be Director of the Bureau of Transportation Statistics, Department of Transportation, after the nominee, who was introduced by